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Cynthia D. Banks
Director

Otto Solórzano
Chief Deputy

June 23, 2015

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

14 June 23, 2015


PATRICK OGAWA
ACTING EXECUTIVE OFFICER

APPROVAL OF ORDINANCE CHANGE TO ESTABLISH LOS ANGELES COUNTY WORKFORCE DEVELOPMENT BOARD (ALL DISTRICTS) (3 VOTES)

SUBJECT

Community and Senior Services (CSS) seeks your Board's approval of ordinance changes to the Los Angeles County Code to comply with the Workforce Innovation and Opportunity Act's (WIOA) mandates including the establishment of a Los Angeles County Workforce Development Board (WDB) to replace the Workforce Investment Board (WIB; which will cease to exist June 30, 2015 as per WIOA) as the required local workforce advisory board.

IT IS RECOMMENDED THAT THE BOARD:

Approve the proposed ordinance changes to Los Angeles County Code Title 2 – Administration, Section 2.114.060(F) to reflect establishment of a Workforce Development Board, Title 3 – Advisory Commissions and Committees of the Los Angeles County Code to ensure compliance with WIOA, Public Law 113-128, and deletes Title 5 – Personnel, Section 5.40.142, concerning reimbursement provisions for the Private Industry Council ("Council"), to reflect that the Council is defunct under WIOA.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

As a result of WIOA supplanting the existing Workforce Investment Act (WIA), the WIB will cease to exist on June 30, 2015 and a new entity, the WDB, must be established by July 1, 2015 with members appointed by the Board consistent with new membership requirements. WIOA streamlines WDB membership with the elimination of 12 of the 19 previously mandated categories. A statutory

minimum of 19 members from 7 mandated categories is required to be in compliance with WIOA. Approval of proposed revisions to the Los Angeles County Code is required to establish the WDB consistent with new membership requirements. The recommended action is consistent with and further advances the transition plan the Board approved on March 24, 2015 to achieve full compliance with WDB membership requirements by July 1, 2016.

WIOA elevates and expands the role of the local WDB. The Department of Labor (DOL) Employment and Training Administration (ETA) Training and Employment Guidance Letter (TEGL) 19-14 (February 19, 2015) posits WDB members as “strategic leaders” in the workforce development arena who are called upon to facilitate public-private partnership, support sector strategies, foster innovation, and ensure streamlined operations and service delivery excellence. WIOA’s Notice of Proposed Rulemaking (Federal Register, April 16, 2015, pp. 20689-21150) confirms that many local board functions have been expanded and enhanced under WIOA. Among those changes, WIOA increases the number of required local board functions from 8 to 13 including new functions related to career pathways development, the identification and dissemination of proven and promising practices and coordination with education and training providers, and expands the scope of existing functions including employer engagement, workforce research and regional labor market analysis and program oversight. WIOA also adds additional mandated responsibilities throughout the law including regional coordination and planning.

The following decisions require the Board’s approval and are reflected in the proposed changes to Los Angeles County Code Title 2, Section 2.114.060(F), Title 3 and Title 5, Section 5.40.142:

Board Size: The proposed ordinance change recommends a range of 19-25, a reduction from the current range of 39-51 members. The proposed reduction is consistent with the goal of WIOA to streamline local boards.

Board Nominees: Pursuant to Section 107(b)(2)(E), each local board may include such other individuals or representatives of entities as the chief elected official in the local area may determine to be appropriate. The proposed ordinance change recommends that each Board office may nominate 2 members to the WDB, with priority on nominating business representatives.

Term Limits: The proposed ordinance change recommends appointments for non-Board nominees be limited to two, two-year terms for all membership categories except the Employment Development Department and Department of Rehabilitation, since only one individual represents these entities on the WDB. Terms for Board nominees remain up to three years.

References to PIC: The proposed ordinance change also removes references to the defunct PIC, which was the predecessor body to the WIB.

Implementation of Strategic Plan Goals

The recommended action supports the following Countywide Strategic Plan Goals: Goal 1: Operational Effectiveness/Fiscal Sustainability; Goal 2: Community Support and Responsiveness; and Goal 3: Integrated Services Delivery

FISCAL IMPACT/FINANCING

The recommended action carries no Net County Cost (NCC) impact, as all activities related to the WDB and WIOA programs are federally funded. Funding for the WDB is included in the CSS annual

budget.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

On July 22, 2014, President Obama signed WIOA into law—the first legislative reform of the public workforce system in 15 years—and it amended and reauthorized the Workforce Investment Act of 1998. This landmark legislation, which goes into effect on July 1, 2015, lays the framework for unprecedented innovation and coordination of four major federally funded programs for collective impact on increased self-sufficiency of those most reliant on our public systems. The most notable changes in the new legislation are greater alignment of the workforce development system with economic development and education; a new paradigm for an employer-centric system that mandates greater employer engagement and enhanced business services; and an emphasis on training and subsidized work experience for adults and out-of-school, disconnected youth in in-demand occupations with career pathways in high-growth industry sectors.

The new legislation requires the establishment and certification by the Governor of a WDB for each local area designated in California to perform the statutory functions outlined in WIOA.

On March 24, 2015, your Board approved the application for initial local workforce area designation and local board certification, which was submitted to the State March 31, 2015. This application is the basis for Los Angeles County's continued receipt of WIOA formula funding for the next two years and the establishment of a WDB. The Board also approved a Plan to achieve full compliance with WDB membership requirements by July 1, 2016. The recommended action is a necessary step to execute the approved transition plan. TEG 27-14 (April 15, 2015), which provides guidance on WIOA governance-related activities at state and local levels, strongly urges local officials (your Board) to appoint a WIOA-compliant WDB within the 1st Quarter of PY 2015.

The proposed changes to Los Angeles County Code have been reviewed and approved by County Counsel

IMPACT ON CURRENT SERVICES (OR PROJECTS)

The recommended action will prevent the disruption of County services by establishing by July 1, 2015 the federally mandated WDB required for the receipt and oversight of federal WIOA formula funds.

CONCLUSION

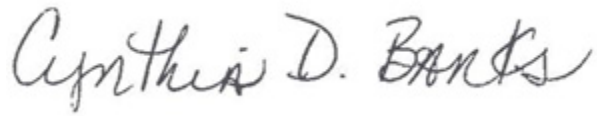
Should you have questions, please contact Kevin Anderson at (213) 738-2593 or kanderson@css.lacounty.gov.

The Honorable Board of Supervisors

6/23/2015

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Respectfully submitted,

A handwritten signature in cursive script that reads "Cynthia D. Banks". The ink is dark and the signature is fluid.

CYNTHIA D. BANKS

Director

CDB:OS:RV:ka

Enclosures

c: Chief Executive Officer
County Counsel
Executive Officer, Board of Supervisors